

ASSEMBLY BILL

No. 2161

Introduced by Assembly Member Chau

February 20, 2014

An act to amend Section 50702 of the Health and Safety Code, relating to housing.

LEGISLATIVE COUNSEL'S DIGEST

AB 2161, as introduced, Chau. Housing-Related Parks Program.

Existing law establishes the Housing-Related Parks Program, administered by the Department of Housing and Community Development, which provides grants for the creation, development, or rehabilitation of park and recreation facilities to cities, counties, and cities and counties. Existing law authorizes the department, to the extent that funds are available, to determine the base grant amount to be provided to any city, county, or city and county that meets specified criteria.

This bill would make a technical, nonsubstantive change to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 50702 of the Health and Safety Code is
- 2 amended to read:
- 3 50702. (a) To the extent that funds are available for this
- 4 purpose, the department shall determine a base grant amount to

1 be provided under this chapter to any city, county, or city and
2 county that meets all of the following criteria:

3 (1) On or before the end of the period covered by the Notice of
4 Funding Availability required under subdivision (b), the jurisdiction
5 has adopted a housing element that the department, pursuant to
6 Section 65585 of the Government Code, has found to be in
7 substantial compliance with the requirements of Article 10.6
8 (commencing with Section 65580) of Chapter 3 of Division 1 of
9 Title 7 of the Government Code, and the jurisdiction submitted to
10 the department the annual progress report required under Section
11 65400 of the Government Code for the preceding 12-month
12 calendar year.

13 (2) The jurisdiction can document either of the following:

14 (A) The issuance of building permits for new housing units that
15 are affordable to very low or low-income households within the
16 designated time period and that meet ~~either~~ *one* of the following
17 criteria:

18 (i) In the case of rental units, the development is subject to a
19 regulatory agreement recorded against the property that obligates
20 the owner to maintain rents on the restricted units at levels
21 affordable to very low or low-income households for at least 55
22 years.

23 (ii) In the case of ownership housing, units in the development
24 are initially sold to households of very low or low income at an
25 affordable housing cost. If public funds are used to achieve an
26 affordable housing cost, then upon the sale of an assisted unit to
27 a very low or low-income household, the public entity shall ensure
28 the repayment of the public funds and reuse of those funds for
29 affordable housing for a period of at least 20 years. The proposed
30 mechanism for restrictions of ownership units shall be consistent
31 with criteria established by the department and specified in the
32 Notice of Funding Availability.

33 (B) The issuance of a certificate of occupancy or other evidence
34 of readiness for occupancy within the designated time period for
35 units that meet the requirements of paragraph (2) of subdivision
36 (c) of Section 65583.1 of the Government Code, except that the
37 city, county, or city and county may have committed assistance at
38 any time during the projection period.

39 (b) For each year that funds are available, the department shall
40 issue a Notice of Funding Availability for building permits issued

1 during the designated time period. The department shall accept
2 applications at the close of the designated period. Grant amounts
3 shall be based on a per-bedroom incentive for each unit restricted
4 for very low and low-income households. For the purposes of this
5 section, single-room occupancies and studio apartments shall be
6 considered one-bedroom units.

7 (c) If eligibility for funds exceeds the amount of funding
8 available for the program, the department shall reduce all grants
9 proportionally.

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